



8-6-04

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Gust H. Bardy et al. Confirmation No.: 3720

Serial No.: 10/013,980 Examiner: K. Schaetzle

Filing Date: November 5, 2001 Group Art Unit: 3762

Docket No.: 1201.1135101 Customer No.: 28075

For: SUBCUTANEOUS ELECTRODE WITH IMPROVED CONTACT SHAPE
FOR TRANSTHORACIC CONDUCTION (as amended)**TRANSMITTAL SHEET**Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

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CERTIFICATE UNDER 37 C.F.R. 1.10: The undersigned hereby certified that this paper or papers, as described herein are being deposited in the United States Postal Service, "Express Mail Post Office to Addressee" having an Express Mail mailing label number of: EV 314494984 US, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 5th day of August 2004

By Kathleen L. Boekley
Kathleen L. Boekley

We are transmitting herewith the attached:

Amendment
 No additional claim fee required
 The claim fee has been calculated as shown:

| CLAIMS AS AMENDED | | | | | | | |
|------------------------------------|------------------|--------------|-------|--------------|-----------|---------|-----------|
| | (3) | (4) | (5) | SMALL ENTITY | | OTHER | |
| | REMAINING CLAIMS | HIGHEST PAID | EXTRA | RATE | ADD'L FEE | RATE | ADD'L FEE |
| TOTAL CLAIMS | - | = | | X 9= | \$ | X 18= | \$ |
| INDEPENDENT CLAIMS | - | = | | X 43= | \$ | X 86 = | \$ |
| () FIRST MULTIPLE DEPENDENT CLAIM | | | | + 145 = | \$ | + 290 = | \$ |
| TOTAL | | | | \$ | | \$ | |

[] A check in the amount of \$_____ is enclosed. Itemization:

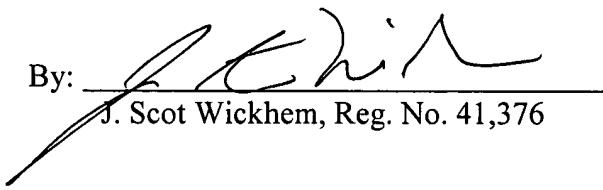
Fee Code _____ \$
Fee Code _____ \$
Fee Code _____ \$

[XX] Small entity status of this application under 37 C.F.R. §§ 1.9 and 1.27 has been established.

[XX] Other: COPY OF OIPE DATE-STAMPED POSTCARD, COPY OF MARCH 11, 2004 INFORMATION DISCLOSURE STATEMENT, COPY OF MARCH 11, 2004 FORM PTO-1449, 38 SHEETS OF REPLACEMENT DRAWINGS, STATEMENT UNDER 37 C.F.R. § 1.125, MARKED-UP SPECIFICATION, AND CLEAN SUBSTITUTE SPECIFICATION.

[XX] Return Receipt Postcard (MPEP 503).

[XXXX] Please charge any deficiencies or credit any overpayment in the enclosed fees to Deposit Account No. 50-0413.

By: 

J. Scot Wickhem, Reg. No. 41,376

J. Scot Wickhem
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Minneapolis, MN 55403-2420
Telephone: (612) 677-9050
Facsimile: (612) 359-9349



P A T E N T

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Gust H. Bardy et al. Confirmation No.: 3720
Serial No.: 10/013,980 Examiner: K. Schaetzle
Filing Date: November 5, 2001 Group Art Unit: 3762
Docket No.: 1201.1135101 Customer No.: 28075
For: SUBCUTANEOUS ELECTRODE WITH IMPROVED CONTACT SHAPE
FOR TRANSTHORACIC CONDUCTION (as amended)

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STATEMENT UNDER 37 CFR § 1.125

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By Kathleen L. Boekley
Kathleen L. Boekley

Dear Sir:

This Statement is accompanying a marked up specification and a clean substitute specification. Pursuant to 37 CFR § 1.125(b), Applicants hereby state that the substitute specification contains no new matter.

Respectfully submitted,

Gust H. Bardy et al.

By their attorney,

Date: August 5, 2004

J. Scot Wickhem
J. Scot Wickhem, Reg. No. 41,376
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| <input type="checkbox"/> WAIVER OF SIGNATURE (Domestic Only) Additional merchandise insurance is void if waiver of signature is requested. I wish delivery to be made without obtaining signature of addressee or addressee's agent. If delivery employee signs that article can be left in secure location and I authorize that delivery employee's signature constitutes valid proof of delivery. | | |
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This will hereby acknowledge receipt of the following documents by the Assist. Comm. of Patents and Trademarks:

Transmittal Letter, Information Disclosure Statement, Form PTO-1449 and 134 cited references

with respect to the following:

Applicant: Gust H. Bardy et al.

Serial No.: 10/013,980

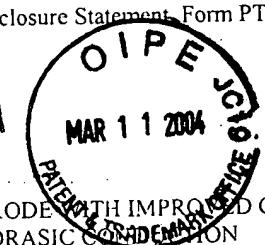
Filing Date: November 5, 2001

For: SUBCUTANEOUS ELECTRODE WITH IMPROVED CONTACT SHAPE FOR TRANSTHORASIC CONDENATION

Docket No.: 1201.1135101

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Gust H. Bardy et al. Confirmation No.: 3720
Serial No.: 10/013,980 Examiner: K. Droesch
Filing Date: November 5, 2001 Group Art Unit: 3762
Docket No.: 1201.1135101 Customer No.: 28075
For: SUBCUTANEOUS ELECTRODE WITH IMPROVED CONTACT SHAPE FOR
TRANSTHORASIC CONDUCTION

INFORMATION DISCLOSURE STATEMENT

CERTIFICATE UNDER 37 C.F.R. 1.10: The undersigned hereby certified that this paper or papers, as described herein are being deposited in the United States Postal Service, "Express Mail Post Office to Addressee" having an Express Mail mailing label number of: EV 315613325 US, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 11th day of March 2004.

By Kathleen L. Boekley
Kathleen L. Boekley

Dear Sir:

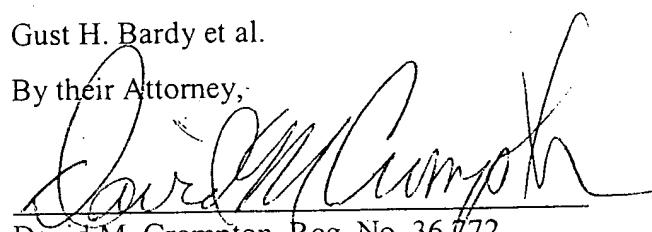
Pursuant to the obligations of candor and good faith imposed by 37 C.F.R. § 1.56, the documents listed on the attached PTO-1449 are hereby disclosed.

No representation is intended to be made hereby that any of the cited references establishes, by itself or in combination with other information, a prima facie case of unpatentability of any claim of the present case.

Respectfully submitted,

Gust H. Bardy et al.

By their Attorney,


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Facsimile: (612) 359-9349

Date: 3/11/04

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| FORM PTO-1449 | | Atty. Docket No.: 1201.1135101 | Serial No.: 10/013,980 |
| LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT | | Applicant: Gust H. Bardy et al. | |
| Customer No.: 3720 | | | |
| Filing Date: November 5, 2001 | | Group Art: 3762 | |

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